

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

NOV 13 1968

Date of filing in State Engineer's Office.....

Returned to applicant for correction..... **DEC 12 1968**

Corrected application filed..... Map filed.....

The applicant Frank G. Arcularius
of P. O. Box 513 Tonopah, County of Nye
State of Nevada, hereby makes application for permission to change the
place of use
of water heretofore appropriated under Proof of Appropriation 01184

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Pine Creek
(Name of stream, lake or other source.)
2. The amount of water to be changed See remarks
(Second feet, acre feet.)
3. The water to be used for irrigation
(If for stock state number and kind of animals.)
4. The water heretofore used for irrigation
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T. 11 N., R. 45 E.,
M.D.B.&M., (unsurveyed) or at a point from which the SW corner Sec. 18
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)
T. 11 N., R. 46 E., bears S. 42° 50' E., 1420 feet.
6. The existing point of diversion is located within No change

(If point of diversion is not changed, do not answer.)

7. Proposed place of use W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 3; SE $\frac{1}{4}$ Sec. 4; W $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 9, all in
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
T. 11 N., R. 46 E., M.D.B.&M.
(DLE - Nev. 061457).

8. Existing place of use Lots 1 and 2 Sec. 5, T. 11 N., R. 46 E., M.D.B.&M.
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 32, T. 12 N., R. 46 E., N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 32; W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 33,
T. 12 N., R. 46 E., M.D.B.&M.

9. Use will be from As determined when adjudicated to of each year.
(Month) (Month)
10. Use has been from As determined when adjudicated to of each year.
(Month) (Month)

11. Description of proposed works.

headgate, diversion ditch, and irrigation system.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$10,000

13. Estimated time required to construct works 3 yr.

14. Remarks This proposed change will change the place of use of a claim of vested right as evidenced by Proof of Appropriation No. 01184 - No adjudication has been had, therefore limit & extent of right is indeterminate.

Compared jb/dc

Applicant S/ Frank G. Arcularius

By

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed IN TESTIMONY WHEREOF, I

Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed my office, this day of

Cultural map filed

Certificate No. Issued A.D. 19

Recorded Bk. Page

State Engineer

FEB 29 1969

CANCELED BECAUSE OF FAILURE TO REFILE

CORRECTED APPLICATION
Roland L. McGary
STATE ENGINEER